U.S. COURTS

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REC'D DILED CAMERON S. BURKE CLERK IDAHO

NAME: GERALD P. RUETH & CHALYSE RUETH

ADDRESS: 26588 WALKER RD.

CITY: PARMA, IDAHO

TELEPHONE: 208-722-6061

## UNITED STATES BANKRUPTCY COURT

## DISTRICT OF IDAHO

In the matter of:	)	Case No. 00-914
KENNETH R. MCRAE and DEBRA A MCRAE, d.b.a MCRAE FARMS	)	OBJECTION TO CHAPTER 7 DISCHARGE
Debtors.	)	

COME NOW, the Creditors, Gerald P. Rueth and Chalyse Rueth, husband and wife, to object to the discharge of the Chapter 7 Bankruptcy.

This objection is made and based on the grounds of :

- 1. The represented schedules filed with the court are not accurate.
- Under Title 11 Section 727 of the Bankruptcy Code there should not be allowed a discharge due to the creditor are not able to determine the true financial condition of the debtors.
- 3. The alledged representation of no assets is false. It is asked of the debtors to explain why they have not disclosed the whereabouts or any alleged transactions involving the following equipment:
  - a. 1 770 18 ft. Offset Disc JAG O 177967

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b. 1 Schmeiser 18 ft Till & Bedder Ground Hog

c. 1 Dandell Shredder

d. 1 3 point pallet forks

e. Miscellaneous Farm Tools

4. The debtors knew at the time the schedules were filed with the court that the statements and

representations on those filed schedules were false.

5. The debtors intended the court and creditors to rely upon those representations to show their

financial condition.

6. The debtors have not kept proper records involving the nature of the debt owing us.

7. The debtors made a false oath in representing their financial condition to the court.

8. The debtors have committed fraud on the court.

9. By falsely representing their financial condition, creditors suffer damage each day, including

ourselves.

10. The debtors completely ignored an Order of Turnover issued by this court for the turnover of

funds owed to us.

WHEFORE, we pray the court deny the discharge on the grounds of false representation, false

disclosure, and detriment to all creditors including ourselves. We further pray that this court

would allow for further investigation of the debtors and their financial condition and that the true

and proper accountability be recognized.

DATED this 25th day of July, 2000.

Serak/∕P. Rueth

Chalyse Rueth

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## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the \_25\_ day of July, 2000, a true and correct copy of the foregoing documents was served by First Class U.S. Mail, postage prepaid, upon the following:

Alan J. Coffel 703 10<sup>th</sup> Ave S Nampa, ID 83651

Richard E. Crawforth, Trustee 2404 Bank Dr. #312 Boise, ID 83705

United States Trustee POB 110 Boise, ID 83701